

**From:** Mark Boszko  
**To:** Microsoft ATR  
**Date:** 1/28/02 7:01am  
**Subject:** Microsoft Settlement

I wish to express my displeasure with the DOJ's proposed settlement with Microsoft, for the following reasons:

1. The proposed settlement is not in the public interest. The settlement leaves the Microsoft monopoly intact. It is vague and unenforceable. It leaves Microsoft with numerous opportunities to exempt itself from crucial provisions.
2. The proposed settlement ignores the all-important applications barrier to entry which must be reduced or eliminated. Any settlement or order needs to provide ways for consumers to run any of the 70,000 existing Windows applications on any other operating system.
3. Consumers need a la carte competition and choice so they, not Microsoft, decide what products are on their computers. The settlement must provide ways for any combination of non-Microsoft operating systems, applications, and software components to run properly with Microsoft products.
4. The remedies proposed by the Plaintiff Litigating States are in the public interest and absolutely necessary, but they are not sufficient without the remedies mentioned above.
5. The court must hold public proceedings under the Tunney Act, and these proceedings must give citizens and consumer groups an equal opportunity to participate, along with Microsoft's competitors and customers.

Thank you for considering my points.

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